

**LEGISLATIVE SERVICES AGENCY
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FISCAL IMPACT STATEMENT

LS 6597

BILL NUMBER: SB 411

NOTE PREPARED: Dec 31, 2009

BILL AMENDED:

SUBJECT: Offenders Owing Child Support.

FIRST AUTHOR: Sen. Stutzman

FIRST SPONSOR:

BILL STATUS: As Introduced

FUNDS AFFECTED: ☒ **GENERAL**
DEDICATED
☒ **FEDERAL**

IMPACT: State

Summary of Legislation: This bill has the following provisions:

- A. It requires the Department of Correction (DOC) to first attempt to assign a criminal offender or a delinquent offender who owes child support under a child support order to an employment program that pays wages before assigning the criminal offender or delinquent offender to an education, training, or other program unless the criminal offender or delinquent offender has a: (1) medical, psychological, social, or other condition; or (2) security classification; that would prevent the offender from participating in an employment program.
- B. It provides that a confined offender who owes child support under a child support order may participate in an educational, training, or voluntary employment program only if certain conditions apply.

Effective Date: July 1, 2010.

Explanation of State Expenditures:

Explanation of State Revenues: This bill could minimally increase child support collections in the state by increasing the number of individuals who pay child support. If child support collections increase, Indiana may become more competitive with other states for federal IV-D incentive funds. DOC offenders generally are paid less than 50 cents per hour, so it is likely that additional child support payments will be minimal.

Background Information: The federal IV-D program consists of a static amount of performance-based grants

awarded to states (on a competitive basis) depending on performance regarding specified metrics. These metrics include: (1) paternity-establishment performance level, (2) support order enforcement performance level, (3) current payment performance level, (4) arrearage performance level, and (5) cost-effectiveness performance level.

Indiana's most recent performance rankings under the IV-D funding metrics for FFY 2008 are as follows: (1) 20th in Paternity Establishment, (2) 41st in Support Order Establishment, (3) 41st in Current Support Collections, (4) 25th in Cases Paying on Arrears, and (5) 14th in Cost Effectiveness. The first three metrics have more weight than the last two metrics when calculating the IV-D funding a state receives. In FFY 2007, Indiana received \$9,125,000 in IV-D funding, which was an increase from FFY 2006 (\$8,190,000).

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: DOC.

Local Agencies Affected:

Information Sources: Tim Brown, DOC.

Fiscal Analyst: Mark Goodpaster, 317-232-9852.